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NOTIFICATIONS BY GOVERNMENT

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ENERGY, INFRASTRUCTURE & INVESTMENT DEPARTMENT
(PORTS.II)

EXTENSION OF INDIAN PORTS ACT, 1908 TO THE ENTIRE COASTLINE OF ANDHRA PRADESH EXCLUDING VISAKHAPATNAM PORT TRUST WATERS, MADA MANGROVE FOREST LANDS AND NOTIFIED RESERVE FORESTS.

[G.O.Ms.No.21, Energy, Infrastructure & Investment (Ports.II), 29th June, 2018.]

NOTIFICATION - I

In exercise of the powers conferred by Section 4 of the Indian Ports Act, 1908 (Central Act No.15 of 1908) the Governor of Andhra Pradesh hereby extends the provisions of the said Act, to include areas outside Port Limits i.e.:

- (a) fifty yards from the high-water-mark along the coast of Andhra Pradesh including territorial waters upto 12 Nautical Miles, excluding port limits of Visakhapatnam Port Trust, MADA Mangrove Forest Lands and Notified Reserve Forests; and,
- (b) fifty yards from high-water-mark of all estuaries, creeks and river mouths upto the point of spring tidal waters excluding MADA Mangrove Forest Lands and Notified Reserve Forests.

NOTIFICATION - II

In exercise of the powers conferred by Section 7 of the Indian Ports Act, 1908 (Act No.15 of 1908), the Governor of Andhra Pradesh hereby appoints the Director of Ports, AP, Kakinada as the Coastal Conservator for the entire Coastline of Andhra Pradesh including Estuaries, Creeks and River Mouths upto the point of High Spring tide and excluding port limits of Visakhapatnam Port Trust, MADA Mangrove Forest lands and Notified Reserve Forests.

The Director of Ports, AP, Kakinada shall exercise conservancy rights over the above cited area, exercise powers to regulate all shore-based marine activity and advise the Government on all maritime related matters duly adhering to all the existing Environmental and Coastal Regulatory Zone (CRZ) laws and statutes.

The Director of Ports, Kakinada shall also exercise conservancy powers for Ports where conservancy powers have been delegated to Private Developers / Concessionaires only limited to protection of sovereign rights and interests of the Government.

NOTIFICATION - III

In exercise of the powers conferred by Sections 35 and 36 of the Indian Ports Act, 1908 (Central Act No.15 of 1908), read with Section 4 and 5 of the Andhra Pradesh Minor Ports Landing and Shipping Fees Act, 1885 (Act No.3 of 1885) the Government hereby direct the following charges as specified in the schedule shall be levied in the coastline of Andhra Pradesh excluding the port limits of Visakhapatnam Port Trust, MADA Mangrove Forest Lands and Notified Reserve Forests. These charges shall be applicable for both the existing and new facilities which are located in the areas notified in the Notification - I.

SCHEDULE OF CHARGES

I. Pipeline Charges

1. Category-1: If the pipeline passes within the port limits and lands at the Andhra Pradesh shore, the following charges shall be levied:

Cargo (1)	Facility Compensation Charge (2)
Crude	Rs.6 per MT
POL/LPG/Liquid Chemicals	Rs.16 per MT
Natural Gas	Rs.0.05 per Std. Cubic Meter.

Procedure:

- Applications shall be filed on Mee Seva Website only.
- Fee payment gateway shall be provided for payment of fees as per certification of applicant.
- Post receipt of payment, department shall verify the volume/weight transported from the pipe with the data collected from landfall points by Directorate General of Hydrocarbons or any other official records.
- Differential payment, if any, shall be collected.

2. Category-2 : If the pipeline passes through territorial waters of Andhra Pradesh, the following, charges shall be applicable:

Sl No (1)	Charge (2)	Value / Description (3)
(1)	Royalty Charge [1]	Rs. 7 lakhs/running km/annum
(2)	Way Leave Charges	(i) Land Side - Area occupied x Open plot rent [2] (ii) Sea Side - Area occupied x 60% of open plot rent
(3)	Water Pipeline/ Effluent Discharge Pipelines	Only Way Leave charges mentioned in Sl.No.(2) shall be applicable

Procedure :

(i) Applications shall be filed on Mee Seva Website only.

(ii) Fee payment gateway shall be provided for payment of fees as per certified drawings submitted by the applicant.

(iii) Post receipt of payment, department shall verify the information with the approved drawings of Director General of Hydrocarbons/Andhra Pradesh Pollution Control Board or any other official records.

(iv) Differential payment, if any, shall be collected.

3. Pipeline charges shall not be applicable for the pipeline of SBM/SPM on where wharfage charges are leviable.

4. Other Charges for both Category 1 & 2

Charging head (2)	Unit (3)	Basis of charges (4)
Project Approval Charges	Rs.	Flat Rs 1 Cr

Procedure:

(i) Applications on Mee Seva Website only.

(ii) Fee payment gateway shall be provided for payment of fees as per certification of the applicant.

II. Charges for drawl of sea water

The charges for the drawl of sea water for industries and power projects shall be levied as per the following table:

Description	Unit	Value
Water Drawl Charges	Rs. per cu.m	0.05

Terms and Conditions for drawl of sea water shall be as per Government Memo [3].

Procedure:

- (i) The user shall assess the actual water drawn and pay for the same on Mee Seva Website.
- (ii) Fee payment gateway shall be provided for payment of fees as per certification of applicant.
- (iii) Flow meters installed by the respective units shall be integrated with the department website online within six months.

III. Pilot License fee

All Pilots operating in the ports of Andhra Pradesh shall obtain Pilot License and the following charges as per the table shall be levied:

Sl No (1)	Pilot License Fee (2)	Unit (3)	Value (4)
1	Per Month	Rs.	5,000
2	Per Annum	Rs.	50,000

Procedure:

- (i) Applications on Mee Seva Website only.
- (ii) Fee payment gateway shall be provided for payment of fees.

IV. Lighterage Charges: Separate Orders will be issued in this regard.

V. Fisheries Projects:

Sl No (1)	Particular (2)	Value (3)
1	Projects developed by the Department of Fisheries, Government of Andhra Pradesh	Free of Cost
2	Projects developed by any developer on behalf of Government of Andhra Pradesh	Free of cost
3	Projects developed by any private developer	Rs 1 Lakh

Procedure:

- (i) Applications shall be filed with Project Location on Mee Seva Website only and provisional No Objection Certificate is automatically generated.
- (ii) Fee payment gateway shall be provided for payment of fees as per certification of applicant.
- (iii) Department of Ports shall communicate objections on Project Location within seven (7) working days, or else, No Objection Certificate is deemed to be issued.

VI. Tourism Projects

Sl No (1)	Particular (2)	Value (3)
1	Projects developed by any developer on behalf of Government of Andhra Pradesh	Rs.1.00 lakh for each 100 meters of waterfront used
2	Land Rent for Sea Accredited land/ Unsurvey land	Rs.1.00 Lakh/Acre/Annum

Procedure:

- (i) Applications shall be filed with Project Location on Mee Seva Website only and provisional No Objection Certificate is automatically generated immediately on payment of charges.
- (ii) Fee payment gateway shall be provided for payment of fees as per certification of applicant.

(iii) Department of Ports shall communicate objections on Project Location within seven (7) working days, or else, No Objection Certificate is deemed to be issued.

VII. Other Charges in territorial waters

A. Survey in territorial waters.

Sl No (1)	Category (2)	Description (3)	Unit (4)	Value (5)
1	Academic Survey	NOC for Government agencies	-	Free of Cost
2	Commercial Survey	NOC shall be issued as per the following:		
		Per Day	Rs.	500
		Per Month	Rs.	7,500
		Per Year	Rs.	50,000

Procedure:

- (i) Applications shall be filed on Mee Seva Website only.
- (ii) Fee payment gateway shall be provided for payment of fees as per certification of the applicant.
- (iii) On payment of charges the approval is deemed to be given.

B. Off shore charges:

1. All Offshore Support Vessels (OSV) operating from ports under the administrative control of Government of Andhra Pradesh shall obtain permission from the Directorate of Ports. Upon payment of charges permission is deemed to be approved.

The following charges are applicable in the territorial waters of Andhra Pradesh

Sl No (1)	Type (2)	Unit (3)	Value (4)
	Offshore Support Vessels (OSV)		
1.	Below 500 GRT	Rs. Per Year	25,000
	500 to 2000 GRT	Rs. Per Year	50,000
	Above 2000 GRT	Rs. Per Year	1,00,000
2	Mobile Rigs	Rs. Per Day	1,500
		Rs. Per Month	30,000
		Rs. Per Year	2.5 Lakhs
3	Fixed Platforms	Rs. Per Year	50,000
4	Control Riser Platform/ Control Stations	Rs. Per Year	5 Lakhs
5	FPSO/Floating Storage Re-gasification Unit	Rs. Per Year	10 Lakhs
6	Project Installation and Approval Charges for Sl No. 3 to 5	Rs. One Time	1 Crore

Procedure:

(i) Applications shall be filed on Mee Seva Website only and provisional NOC is automatically generated immediately.

(ii) Fee payment gateway shall be provided for payment of fees as per certification of applicant.

NOTE :

[1] Royalty Charges will be levied only on Cargo Carrying Pipelines

[2] As per standard rates applicable in Kakinada Anchorage Port

[3] Government Memo No 732-A/Ports. I (1)/2009-1 dated 13-08-2009 regarding permission for drawl of sea water for Power Project/ Industries issued by Infrastructure & Investment (Ports-I) Department, GoAP

AJAY JAIN,

Principal Secretary to Government.

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